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March 24, 1993

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Ms. Donna R. Searcy
Secretary
Federal Communications Commission
1919 M Street, N. W.
Washington, D. C. 20554

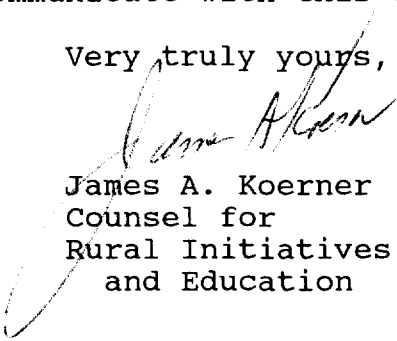
Re: MM Docket No. 93-44

Dear Ms. Searcy:

On behalf of Rural Initiatives for Shelter and Education, there are transmitted herewith an original and five copies of its Motion for Summary Decision, seeking summary decision with respect to two qualifying issues in this proceeding.

Should additional information be necessary in connection with this matter, please communicate with this office.

Very truly yours,


James A. Koerner
Counsel for
Rural Initiatives for Shelter
and Education

Enclosures

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Before the
Federal Communications Commission
Washington, D.C. 20554

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MAR 24 1993

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In re Applications of)

MM Docket No. 93-44

RURAL INITIATIVES FOR SHELTER)
AND EDUCATION)

File No. BPED-870817MC

Issue 2 as specified by the Hearing Designation Order seeks to determine whether there is a reasonable possibility that the tower height and location proposed by Rural will constitute a hazard to air navigation. With respect to Rural, paragraph 6 of the Hearing Designation Order notes that the issue was based upon a minor error in the engineering portion

In view of the foregoing, it is respectfully requested that the two qualifying issues specified with respect to the Rural application be resolved in Rural's favor.

Respectfully submitted,

**RURAL INITIATIVES FOR SHELTER
AND EDUCATION**

By: _____


James A. Koerner
Its Attorney

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JAK/fb\29108\Petition2

CERTIFICATE OF SERVICE

I, Frances B. Brock, a secretary in the law offices of Baraff, Koerner, Olender & Hochberg, do hereby certify that on this 23rd day of March, 1993, copies of the foregoing document was mailed via United States first class mail to the following:

Arthur I. Steinberg*
Administrative Law Judge
Federal Communications Commission
2000 L Street, N.W., Room 228
Washington, D.C. 20554

Charles Dziedzic, Esq.*
Federal Communications Commission
Mass Media Bureau
2025 M Street N.W. Room 7212